



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JUN 4 2004
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Internal patent application of

Att. Docket No. 37794-0003

Peter K. Law.

Group Art Unit: 1654

Serial No.: 09/005,034

Examiner: B. Brumback

Filed: January 9, 1998

For: MYOBLAST THERAPY FOR MAMMALIAN DISEASES

DECLARATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, Bonita G. Huber, hereby declare the following:

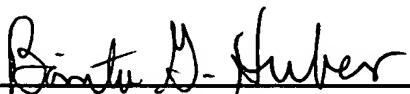
1. I am the Patent and Trademark Administrator of the Washington, DC office of Heller, Ehrman, White & McAuliffe LLP.
2. All mail received by the Washington D.C. office of Heller Ehrman is recorded in mail logs maintained at the Patent Docketing Group.
3. I have reviewed the mail logs at the Patent Docketing Group for mail received by the Washington, D.C. office of Heller Ehrman between September 30, 2003 and November 10, 2003. In my review, I found no entry relating to either a Notice to File Corrected Application Papers mailed by the PTO on September 30, 2003, or a Notice of Abandonment dated November 4, 2003, from the PTO in connection with the above application. I conclude, therefore, that those papers were not received in our office.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001.

Respectfully submitted,

June 2, 2004

Date


Bonita G. Huber

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